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Governor

KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

Division of Consumer Affairs
New Jersey Board of Nursing
124 Halsey Street, 6th Floor, Newark, NJ 07102
www.njconsumeraffairs.gov/medical/nursing.htm



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Mailing Address:
P.O. Box 45010
Newark, NJ 07101
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June 29, 2015

VIA REGULAR AND CERTIFIED MAIL

Dominique N Dini, C.H.H.A.
116 Kristine Avenue
Manahawkin, NJ 08050

RE: **I/M/O Dominique N Dini, C.H.H.A.**
Final Order of Discipline

Dear Ms. Dominique N Dini:

Enclosed please find a copy of the Final Order of Discipline ("FOD") filed with the New Jersey State Board of Nursing ("Board") in the above referenced matter. Please read this Order carefully, as you may be subject to additional discipline if you do not comply with the terms of the Order. You can obtain information about the status of your certification by calling the Board office at (973) 504-6430.

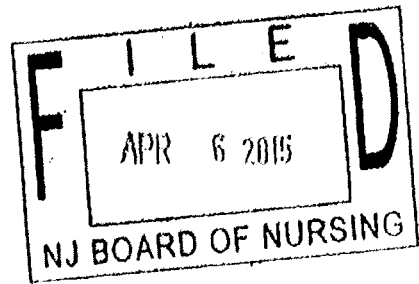
Sincerely yours,

Joanne Leone, Acting Executive Director,
State Board of Nursing

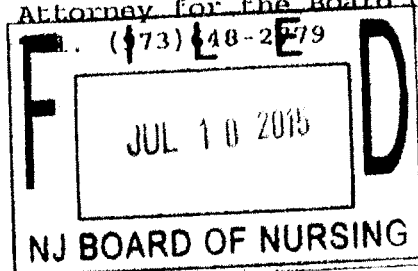
Encl.

cc: Shirley Dickstein, DAG

JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street, 5th Floor
P.O. Box 45029
Newark, New Jersey 07101
Attorney for the State Board of Nursing



By: Shirley P. Dickstein
Deputy Attorney General
Attorney for the Board of Nursing



STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

Dominique N. Dini, C.H.H.A.
Certificate No. 26NH13371600

HOMEMAKER HOME HEALTH AIDE
IN THE STATE OF NEW JERSEY

ADMINISTRATIVE ACTION

PROVISIONAL ORDER OF
DISCIPLINE

☒ FINAL ORDER OF DISCIPLINE
(Finalized by default
on July 10, 2015 / 07/10/15)

FINAL

This matter was opened to the New Jersey State Board of Nursing (the "Board") upon receipt of information Nursing (the "Board") upon receipt of information which the Board has reviewed and on which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Dominique Dini ("Respondent") is the holder of certificate number 26NH13371600 and has been certified at all times hereto. (Exhibit A).

2. Upon receipt of a flagging notice advising that Respondent was arrested on January 23, 2014, by the Barnegat Township Police Department for violation of N.J.S.A. 2C:20-3A, Theft of Moveable Property, the Board sent a letter of inquiry, requesting certain information and submission of documents, to Respondent's address of record in Manahawkin, New Jersey, via regular and certified mail, on or about October 5, 2014. A response was due within twenty (20) days. The regular mailing was not returned; the certified mailing was delivered and signed for on October 20, 2014. (Exhibit B).

3. The only response provided by Respondent was a brief narrative stating that she does not have the paper work to send to the Board and that when she receives a court date, she will send the paper work requested by the Board. To date, Respondent has not provided a response to the Board's request for information.

4. Respondent admitted to the police that she stole the wallet and turned the wallet over to the police.

CONCLUSIONS OF LAW

Respondent's failure to respond to the Board's request for information constitutes a failure to cooperate with a Board investigation, in contravention of N.J.A.C. 13:45C-1.2, -1.3, in violation of N.J.S.A. 45:1-21(e), subjecting Respondent to disciplinary action pursuant to N.J.S.A. 45:1-21(h).

Respondent's admission to stealing the wallet demonstrates that Respondent has engaged in acts constituting a crime and which relate adversely to the practice of nursing in violation of N.J.S.A. 45:1-21(f).

ACCORDINGLY, IT IS on this 6th day of April, 2015,

ORDERED that:

1. Upon the filing of a FINAL ORDER OF DISCIPLINE, Respondent's certificate to practice as a homemaker-home health aide shall be suspended for a minimum period of two (2) years from the date of the filing of any FINAL ORDER OF DISCIPLINE and until such time as Respondent cooperates fully with the Board's investigation by providing the Board with the information requested in the Board's letter of inquiry.

2. Upon the filing of a FINAL ORDER OF DISCIPLINE, Respondent shall promptly, within 5 (five) days, surrender her certification to practice as a homemaker home health aide in the State of New Jersey. Contemporaneously with the filing of a FINAL ORDER OF DISCIPLINE, Respondent shall mail her

certificate, wall and wallet version, to practice as a homemaker home health aide to Shirley P. Dickstein, Deputy Attorney General, P.O. Box 45029, Newark, New Jersey 07101, on behalf of the Board of Nursing.

3. Upon the filing of a FINAL ORDER OF DISCIPLINE, Respondent shall immediately cease and desist from holding herself out as a certified homemaker home health aide and/or practicing as a homemaker home health aide, which includes, but is not limited to, performing delegated nursing regimens or nursing tasks delegated through the authority of a duly licensed professional nurse. Any practice in this State shall constitute grounds for a charge of unlicensed practice.

4. Prior to any application for reinstatement of her certification, Respondent shall appear before the Board or a committee thereof to discuss her readiness to reenter practice as a homemaker-home health aide. At that time Respondent shall be prepared to propose her plans for future practice in New Jersey and demonstrate that she is fit and competent to practice and has been rehabilitated to the Board's satisfaction.

5. If Respondent's certification as a homemaker-home health aide is reinstated, the Board, in its discretion, may impose any conditions or restrictions on licensure it deems necessary to protect the public health, safety and welfare.

6. Respondent shall remit payment of a monetary penalty pursuant to N.J.S.A. 45:1-25 in the amount of \$200.00 for

failing to respond to a Board inquiry, by certified check or money order payable to the State of New Jersey, delivered to George Hebert, Executive Director, State Board of Nursing, P.O. Box 45010, Newark, New Jersey 07101. Payment shall be made no later than 15 days after notice of the entry of any final order of discipline is served in this matter, including any order which is finalized by default. In the event Respondent fails to make a timely payment, a certificate of debt shall be filed in accordance with N.J.S.A. 45:1-24 and the Board may bring such other proceedings as authorized by law.

7. The within order shall be subject to finalization by the Board at 5:00 p.m. on the 30th day following entry here of unless Respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of by:

- a) Submitting a written request for modification or dismissal to George Hebert, Executive Director, Board of Nursing, 124 Halsey Street, Sixth Floor, P.O. Box 45010, Newark, New Jersey 07101.
- b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.
- c) Submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefore or offered in mitigation of penalty.

8. Any submissions will be reviewed by the Board and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a

supplemental submission during the thirty-day period, or if the Board, is not persuaded that the submitted materials merit further consideration, a FINAL ORDER OF DISCIPLINE will be entered.

9. In the event that Respondent's submissions establish a need for further proceedings, including, but not limited to an evidentiary hearing, Respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein may serve as notice of the factual and legal allegations in such proceeding. Further, in the event a hearing is held and upon review of the record, the Board shall not be limited to the findings, conclusions and sanctions stated herein.

10. In the event that the Board receives no written request for modification or dismissal within 30 days following entry of this Provisional Order, without further Board review, all referenced preliminary Findings of Fact and Conclusions of Law and all provisional sanctions or penalties imposed by this Order shall automatically become the Final Decision and Order of the Board. Thereafter, Respondent's failure to comply with any sanction or penalty imposed by this Order shall be considered a violation of a Board Order in contravention of N.J.S.A. 45:1-21 (e) and (h) and N.J.A.C. 13:45C-1.4 and may subject Respondent

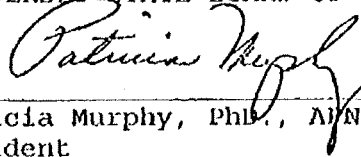
to additional sanction and/or penalty.

11. The Board reserves the right to initiate disciplinary proceedings based upon any information that Respondent ultimately provides in response to the letter of inquiry or upon any new information the Board receives.

12. Any violation of this order by Respondent shall constitute grounds for such proceedings as are permitted by law.

NEW JERSEY STATE BOARD OF NURSING

By:



Patricia Murphy, Ph.D., A.N., FAAN
President